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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FOUR

DALE C. MCVEY,

Plaintiff and Respondent,

v.

MICHAEL J. DAY,

Defendant and Appellant.

B205465

(Los Angeles County  
Super. Ct. No. NC050103)

ORDER MODIFYING OPINION  
[NO CHANGE IN JUDGMENT]

The Court:\*

It is ordered that the opinion filed on December 23, 2008, be modified as follows:

1. On page 2, footnote 2, line 3, the words “and others” are inserted after “representative council”;
2. On page 16, line 1, the words “some of” are inserted before “the statements”;

3. On page 16, line 1, word “also” is deleted.

Appellant’s petition for rehearing is denied.

There is no change in the judgment.